

CBSC STAFF REPORT
2004 Annual Cycle Monograph Item 16

PROPOSING STATE AGENCY:

California Building Standards Commission (BSC 03/04)

APPLICATION AFFECTED:

State buildings (all occupancies), including buildings constructed by the Trustees of the California State Universities and Colleges and the Regents of the University of California where no state agency has the authority to adopt building standards applicable to such buildings.

SUBJECT:

Part 5, California Plumbing Code (CPC), California Code of Regulations:

- Adopt the most recent edition of the model code in effect at the submittal of the 2004 Annual Cycle, the 2003 Uniform Plumbing Code (UPC), and repeal the 2000 UPC
- Maintain adoption of Tables 4-1, 4-2, 4-3, and 4-4.
- Prohibit the use of PEX-AL-PEX plastic/aluminum piping for applications under CBSC's jurisdiction

FINDINGS:

CBSC Code Advisory Committee Comments/Recommendations

CBSC's Plumbing, Electrical, Mechanical, and Energy (PEME CAC) recommended approve as amended for Sub-item 16-3 based on Criterion 1, and further study for Sub-item 16-5 based on Criterion 3, which BSC declined.

PEME CAC recommended approve as submitted for the balance of the sub-items.

(See pages 3-125 through 3-140 of the May, 2005 Code Change Monograph, Volume III.)

Public Comment

Voluminous public comment was received concerning CBSC's adoption of Table 4-1 for minimum plumbing fixture standards and for its prohibition of use of PEX-AL-PEX plastic/aluminum piping for applications under CBSC's jurisdiction. (See pages 95 through 112 of the October, 2005 Public Comment Monograph and CD of reference material.)

Staff Findings

CBSC has been unable to respond to the voluminous public comment in order to complete rulemaking.

COMMISSION ACTION:

Since CBSC is unable to complete rulemaking within the time frame established by California rulemaking law, CBSC staff recommends that the Commission disapprove the submittal of Item 16 as incomplete.

- ❖ **Approve**
- ❖ **Disapprove**
- ❖ **Approve as Amend**
- ❖ **Further Study**